

Docket No.: 147676.01

MAR 28 2005

PATENT

B-1 2661
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor: Joseph M. Joy

Application No.: 09/769,438

Filed: 01/26/2001

Customer No.: 22971

Title: Method and Apparatus for Emulating Ethernet Functionality Over A Serial Bus

Attorney Docket No.: 147676.01

Group Art Unit: 2661

Examiner: Nguyen, Van Kim T.

Confirmation Number: 3778

Mail Stop Amendment

Commissioner for Patents

P.O. Box 1450

Alexandria VA 22313-1450

STATEMENT FILED PURSUANT TO
THE DUTY OF DISCLOSURE UNDER 37 C.F.R. §§ 1.56, 1.97 AND 1.98

Sir:

Pursuant to the duty of disclosure under 37 C.F.R. §§ 1.56, 1.97 and 1.98, the Applicant requests consideration of this Information Disclosure Statement.

PART I: Compliance with 37 C.F.R. § 1.97

This Information Disclosure Statement has been filed before the mailing date of a first Office Action after the filing of a request for continued examination under 37 C.F.R. 1.114. No fee or certification is required.

PART V: Remarks

The Applicant hereby makes of record in the above-identified application the information listed on the attached forms PTO/SB/08A and 08B. The order of presentation of the references should not be construed as an indication of the importance of the references. Documents cited on the attached forms PTO/SB/08A and 08B are enclosed unless otherwise indicated. It is respectfully requested that:

1. The Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims;
2. The enclosed form PTO/SB/08A be signed by the Examiner to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application;
3. The citations for the information be printed on any patent which issues from this application.

By submitting this Information Disclosure Statement, the Applicant makes no representation that a search has been performed, of the extent of any search performed, or that more relevant information does not exist.

By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. § 102.

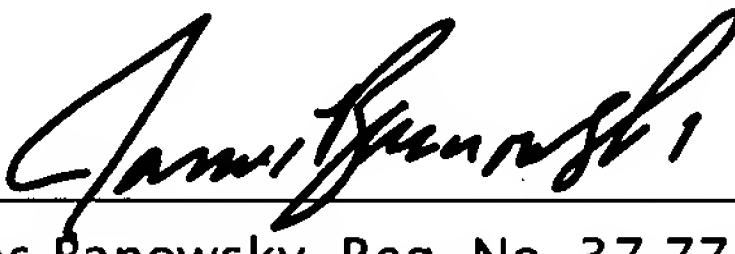
Notwithstanding any statement by the Applicant, the Applicant urges the Examiner to form his own conclusion regarding the relevance of the cited information. An early and favorable action is hereby requested.

Respectfully submitted,

MICROSOFT CORPORATION

Date: 3-25-05

By:


James Banowsky, Reg. No. 37,773
Microsoft Corporation
Redmond, Washington
Telephone (425) 705-3539

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

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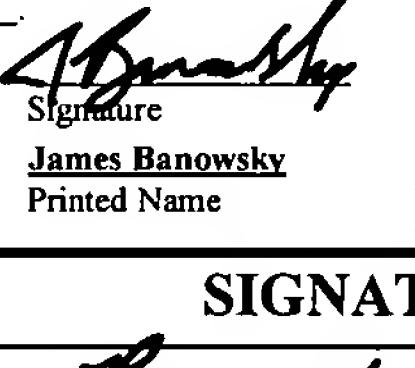
3-25-05
Date


Signature

James Banowsky
Type or Print Name



TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>		Application Number	09/769,438
		Filing Date	January 26, 2001
		First Named Inventor	Joseph M. Joy
		Group Art Unit	2661
		Examiner Name	Nguyen, Van Kim T.
<input type="checkbox"/> Sent via Express Mail Label No.:		Attorney Docket Number	147676.01

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement with Form PTO/SB/08A (3 pages) <input type="checkbox"/> Response to Notice to File Missing Parts <input type="checkbox"/> A copy of the Notice to File Missing Parts Under 37 CFR 1.52 or 1.5	<input type="checkbox"/> Assignment Papers <i>(for an Application)</i> <input type="checkbox"/> Drawing(s) (sheets) <input type="checkbox"/> Declaration <input type="checkbox"/> Newly Executed (pages) <input type="checkbox"/> A copy from a prior application (37 CFR 1.63(d)) (pages) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> General Power of Attorney (SB80) <input type="checkbox"/> 37 CFR 3.73(b) Statement <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Application Data Sheet <input type="checkbox"/> Request for Corrected Filing Receipt <input checked="" type="checkbox"/> Return Receipt Postcard <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <input checked="" type="checkbox"/> IDS Citation List SB-08B <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
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<input checked="" type="checkbox"/> deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450; or		
<input type="checkbox"/> transmitted by facsimile on the date shown below to the USPTO at (703) _____		
<u>March 25, 2005</u>  Date <u>James Banowsky</u> Printed Name		
Remarks <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees required, or credit any overpayments, to Deposit Account No. 50-0463 for the above identified patent application.		

SIGNATURE OF ATTORNEY OR AGENT					
Signature			Reg. No.	37,773	
Name of Attorney or Agent		James Banowsky			
Date	March 25, 2005	Tel.	(425) 705-3539	Facsimile No.	(425) 708-5046
Assignee Name:			MICROSOFT CORPORATION ONE MICROSOFT WAY REDMOND, WA 98052		
Customer Number:			22971		



Substitute for form 1449/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

<p>Substitute for form 1449/PTO</p> <p>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</p> <p><i>(use as many sheets as necessary)</i></p>				<i>Complete if Known</i>	
				Application Number	09/769,438
				Filing Date	01/26/2001
				First Named Inventor	Joseph M. Joy
				Art Unit	2661
				Examiner Name	Nguyen, Van Kim T.
Sheet	1	of	1	Attorney Docket Number	147676.01

NON PATENT LITERATURE DOCUMENTS

Examiner Signature		Date Considered	
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* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional) ² Applicant is to place a check mark here if English language Translation is attached.